

TRANSMITTAL LETTER TO THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US) CONCERNING A SUBMISSION UNDER 35 U.S.C. 371		ATTORNEY'S DOCKET NUMBER 65084.000023
INTERNATIONAL APPLICATION NO. PCT/EP2005/002450		INTERNATIONAL FILING DATE March 4, 2005
TITLE OF INVENTION PLANTS WITH REDUCED ACTIVITY OF A STARCH PHOSPHORYLATING ENZYME		U.S. APPLICATION NO. (if known, see 37 CFR 1.5) 10/591540 Unassigned PRIORITY DATE CLAIMED March 5, 2004
APPLICANT(S) FOR DO/EO/US Claus FROBERG Oliver KOETTING Gerhard RITTE Martin STEUP		
Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:		
1. <input checked="" type="checkbox"/> This is a FIRST submission of items concerning a filing under 35 U.S.C. 371.		
2. <input type="checkbox"/> This is a SECOND or SUBSEQUENT submission of items concerning a filing under 35 U.S.C. 371.		
3. <input checked="" type="checkbox"/> This express request to begin national examination procedures (35 U.S.C. 371(f)). The submission must include items (5), (6), (9) and (21) indicated below.		
4. <input checked="" type="checkbox"/> The US has been elected (Article 31).		
5. <input checked="" type="checkbox"/> A copy of the International Application as filed (35 U.S.C. 371(c)(2))		
a. <input type="checkbox"/> is attached hereto (required only if not communicated by the International Bureau).		
b. <input checked="" type="checkbox"/> has been communicated by the International Bureau.		
c. <input type="checkbox"/> is not required, as the application was filed in the United States Receiving Office (RO/US).		
6. <input type="checkbox"/> An English language translation of the International Application as filed (35 U.S.C. 371(c)(2)).		
a. <input type="checkbox"/> is attached hereto.		
b. <input type="checkbox"/> has been previously submitted under 35 U.S.C. 154(d)(4).		
7. <input checked="" type="checkbox"/> Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3))		
a. <input type="checkbox"/> are attached hereto (required only if not communicated by the International Bureau).		
b. <input type="checkbox"/> have been communicated by the International Bureau.		
c. <input type="checkbox"/> have not been made; however, the time limit for making such amendments has NOT expired.		
d. <input checked="" type="checkbox"/> have not been made and will not be made.		
8. <input type="checkbox"/> An English language translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)).		
9. <input checked="" type="checkbox"/> A copy of the oath or declaration of the inventor(s) as filed in the PCT Request (35 U.S.C. 371(c)(4)).		
10. <input type="checkbox"/> An English language translation of the annexes to the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)).		
Items 11 to 20 below concern document(s) or information included:		
11. <input checked="" type="checkbox"/> An Information Disclosure Statement under 37 CFR 1.97 and 1.98.		
12. <input checked="" type="checkbox"/> An Assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.		
13. <input checked="" type="checkbox"/> A Preliminary Amendment.		
14. <input checked="" type="checkbox"/> An Application Data Sheet under 37 CFR 1.76.		
15. <input type="checkbox"/> A substitute specification.		
16. <input checked="" type="checkbox"/> A power of attorney and/or change of address letter.		
17. <input checked="" type="checkbox"/> A computer-readable form of the sequence listing in accordance with PCT Rule 13ter.2 and 37 CFR 1.821-1.825.		
18. <input type="checkbox"/> A second copy of the published International Application under 35 U.S.C. 154(d)(4).		
19. <input type="checkbox"/> A second copy of the English language translation of the international application under 35 U.S.C. 154(d)(4).		
20. <input type="checkbox"/> Other items or information:		

U.S. APPLICATION NO. (IF KNOWN, SEE 37 CFR 1.7)		INTERNATIONAL APPLICATION NO.		ATTORNEY'S DOCKET NUMBER	
10/591540		PCT/EP2005/002450		65084.000023	
The following fees have been submitted:				CALCULATIONS	PTO USE
21.	<input checked="" type="checkbox"/> Basic National Fee (37 CFR 1.492(a))	\$ 300.00		\$ 300.00	
22.	<input checked="" type="checkbox"/> Examination Fee (37 CFR 1.492(c))				
If the written opinion prepared by ISA/US or the International Preliminary Examination Report prepared by IPEA/US indicates all claims satisfy provisions of PCT Article 33(1)-(4)				\$ 200.00	
All other situations				\$ 200.00	
23.	<input checked="" type="checkbox"/> Search Fee (37 CFR 1.492(b))				
If the written opinion of the ISA/US or the International Preliminary Examination Report prepared by IPEA/US indicates all claims satisfy provisions of PCT Article 33(1)-(4)				\$ 0.00	
Search Fee (37 CFR 1.445(a)(2)) has been paid on the international application to the USPTO as an International Searching Authority				\$ 100.00	
International Search Report prepared by an ISA other than the US and provided to the Office or previously communicated to the US by the IB				\$ 400.00	
All other situations				\$ 500.00	
TOTAL OF ABOVE CALCULATIONS =				\$ 900.00	
<input checked="" type="checkbox"/> Additional fee for specification and drawings filed in paper over 100 sheets (excluding sequence listing in compliance with 37 CFR 1.821(c) or (e) or computer program listing filed in an electronic medium) (37 CFR 1.492(j)). The fee is \$250.00 for each additional 50 sheets of paper or fraction					
Total Sheets	Extra Sheets	Number of each additional 50 or fraction thereof (round up to a whole number)	RATE		
120 - 100	20 / 50	1	x \$250.00	\$ 250.00	
Surcharge of \$130.00 for furnishing any of the search fee, examination fee, or the oath or declaration after the date of commencement of the national stage (37 CFR 1.492(h))				\$	
CLAIMS	NUMBER FILED	NUMBER EXTRA	RATE	\$	
Total claims	28 - 20 =	8	x \$ 50.00	\$ 400.00	
Independent claims	2 - 3 =		x \$200.00	\$	
MULTIPLE DEPENDENT CLAIM(S) (if applicable)			+ \$360.00	\$	
TOTAL OF ABOVE CALCULATIONS =				\$ 1,550.00	
<input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27. The fees above are reduced by 1/2.				\$	
SUBTOTAL =				\$ 1,550.00	
Processing fee of \$130.00 for furnishing the English translation later than 30 months from the earliest claimed priority date (37 CFR 1.492(f)).				\$	
TOTAL NATIONAL FEE =				\$ 1,550.00	
Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40.00 per property				\$ 40.00	
TOTAL FEES ENCLOSED =				\$ 1,590.00	
				Amount to be refunded:	\$
				Amount to be charged:	\$

IAP9 Rec'd PCT/PTO 01 SEP 2006

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10/591540

INTERNATIONAL APPLICATION NO.

PCT/EP2005/002454

ATTORNEY'S DOCKET NUMBER

65084.000020

- a. ☒ A check in the amount of \$1,590.00 to cover the above fees is enclosed.
- b. ☐ Please charge Deposit Account No. 50-0206 in the amount of \$ _____ to cover the above fees.
A duplicate copy of this sheet is enclosed.
- c. ☒ The Commissioner is hereby authorized to charge any additional fees which may be required, or credit to Deposit Account No. 50-0206 A duplicate copy of this sheet is enclosed.
- d. ☐ Fees are to be charged to a credit card. **WARNING:** Information on this form may become public. **Credit card information should not be included on this form.** Provide credit card information and authorization on PTO-2038.

NOTE: Where an appropriate time limit under 37 CFR 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b)) must be filed and granted to restore the application to pending status.

SEND ALL CORRESPONDENCE TO:

CUSTOMER NO. 21967

Intellectual Property Department
Hunton & Williams LLP
1900 K Street, N.W.; Suite 1200
Washington, DC 20006-1109
(202) 955-1500 (telephone)
(202) 778-2201 (facsimile)

SIGNATURE

Dana Z. Buschmann

Dana Z. Buschmann

NAME

54,567

REGISTRATION NUMBER

DATE

9/1/06



10/591540
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FILE NO: 65084.000023

August 23, 2006

Via E-Mail

Dr. Martin Quanz
Bayer BioScience GmbH
Hermannswerder 20a
D-14473 Potsdam
Germany

Re: U.S. National Stage Application of PCT/EP2005/002450
PLANTS WITH REDUCED ACTIVITY OF A STARCH
PHOSPHORYLATING ENZYME
Your Ref.: BCS 04-5004 US
Our Ref.: 65084.000023

Dear Dr. Quanz:

Thank you for your letter of August 15, 2006, enclosing the signed Assignment and Power of Attorney forms. Please note that the signed Declaration was not included. We have attached a Declaration for your convenience. Kindly have the inventors sign and date this Declaration and return it to us for filing with the application.

If we do not receive the signed Declaration by August 31, 2006, we will file the application with an unsigned Declaration.

Please also provide us with copies of XP002349835 (Alonso et al.); XP002349836 (Koetting et al.); and ACC. No.: SALK_110814 (alias N610814) listed on the literature chart enclosed with your letter. We will need to provide a copy of each of these publications with the Information Disclosure Statement.

Sincerely,

Dana Z. Buschmann
DZB/tmf
Enclosure